

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
MIDDLE DISTRICT OF ALABAMA, SOUTHERN DIVISION

KELLY FOODS OF ALABAMA,)
INC.,)
)
Plaintiff,)
) CIVIL ACTION NO.
v.) 1:04cv1246-MHT
)
MYERS NISSI & COMPANY,)
INC., etc.,)
)
Defendant.)

ORDER

It is ORDERED that defendant's motion for summary judgment, alternative motion for involuntary dismissal, and alternative motion to exclude testimony and evidence (Doc. No. 14) are set for submission, without oral argument, on April 7, 2006, with plaintiff's brief and evidentiary materials due by said date.

DONE, this the 22nd day of March, 2006.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE